



Haldimand
County

**THE CORPORATION OF HALDIMAND COUNTY
COUNCIL MINUTES**

Date: June 28, 2021
Time: 6:00 P.M.
Location: Haldimand County Administration Building
Council Chambers

COUNCIL PRESENT B. Corbett, Deputy Mayor
S. Patterson, Councillor
J. Metcalfe, Councillor
D. Lawrence, Councillor
T. Dalimonte, Councillor
R. Shirton, Councillor

STAFF PRESENT C. Manley, Chief Administrative Officer
M. Evers, General Manager, Community & Development Services
T. Haedrich, General Manager, Engineering & Capital Works
P. Mete, General Manager, Public Works Operations
E. Eichenbaum, Manager, Citizen & Legislative Services/Clerk

CALL TO ORDER

Deputy Mayor Corbett called the Council meeting to order at 6:01 p.m.

MOMENT OF SILENCE

Deputy Mayor Corbett opened the meeting with a moment of silence.

ROLL CALL

All Members of Council were in attendance except for Mayor Hewitt.

DISCLOSURES OF PECUNIARY INTEREST

None.

APPROVAL OF PREVIOUS COUNCIL MEETING MINUTES

- 1 Council Minutes - June 7, 2021
- 2 Closed Session - Council Minutes - June 7, 2021

Resolution 89-21

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

1. THAT the minutes of the June 7, 2021 Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 7, 2021 Council meeting be adopted as circulated and remain confidential.

CARRIED

3 Special Council Minutes – June 22, 2021

4 Closed Session - Special Council Minutes – June 22, 2021

Resolution 90-21

Moved By: Councillor Patterson

Seconded By: Councillor Dalimonte

1. THAT the minutes of the June 22, 2021 Special Council meeting be adopted as circulated;
2. AND THAT the minutes of the Closed Session of the June 22, 2021 Special Council meeting be adopted as circulated and remain confidential.

CARRIED

PRESENTATIONS OF RECOGNITION

- 1 Dan Williston, Deputy Chief, Paramedic Services Re: Retirement Certificate

DELEGATIONS

None.

APPROVAL OF COMMITTEE MINUTES

- 1 Council in Committee Minutes - June 22, 2021

Resolution 91-21

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

THAT the minutes of the June 22, 2021 Council in Committee meeting be adopted with the following recommendation withdrawn to be voted on separately:

Recommendation # 13

Re: PDD-35-2021 Official Plan and Zoning By-law
Amendment to Permit Seasonal Dwelling on
Private Road – Curley and Moore

CARRIED

Resolution 92-21

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

THAT clause 5 of Recommendation #13 of the Council in Committee minutes dated June 22, 2021 be amended by adding the following wording after the word “enactment”:

"with the removal of clause 4 iii. regarding timeline definitions related to seasonal occupation in the by-law to amend Zoning By-law HC 1-2020"

CARRIED

Resolution 93-21

Moved By: Councillor Shirton

Seconded By: Councillor Metcalfe

THAT Recommendation # 13, of the Council in Committee minutes dated June 22, 2021 be adopted as amended.

CARRIED

UNFINISHED BUSINESS

- 1 CDS-03-2021 Deferral of Development Charges – Edge Real Estate

Resolution 94-21

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

1. THAT Report CDS-03-2021 Deferral of Development Charges – Edge Real Estate be received;

2. AND THAT the deferral of Development Charges be approved on the basis of the criteria and principles outlined in Report CDS-03-2021 for Edge Real Estate Investment Group Inc. and be subject to the terms and parameters as set out in Report CDS-03-2021;
3. AND THAT the basis of the criteria and principles for deferral of Development Charges, as outlined in Report CDS-03-2021 for Edge Real Estate Investment Group Inc., be utilized for any future deferral requests for qualifying developments;
4. AND THAT the Mayor and Clerk be authorized to execute any agreement or legal documents associated with the deferral of development charges;
5. AND THAT a non-refundable Deferral of Fees administrative processing charge of \$500.00 be applicable to this and all future requests;
6. AND THAT the applicable interest rate for such deferrals, as outlined in Report CDS-03-2021 for Edge Real Estate Investment Group Inc., also be applicable for all eligible Development Charge payment deferrals required under sections 26.1 and 26.2 of the Development Charges Act;
7. AND THAT the applicable User Fees and Charges by-law be amended accordingly.

CARRIED

2 **ENG-04-2021 Pedestrian Crossover Program**

Resolution 95-21

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

1. THAT Report ENG-04-2021 Pedestrian Crossover Program be received;
2. AND THAT staff be directed to include the Pedestrian Crossover Program in the 2022 Tax Supported Capital Budget and Forecast.

Resolution 96-21

Moved By: Councillor Lawrence

Seconded By: Councillor Shirton

THAT the crosswalk at Argyle St. N. and Sutherland St. be accelerated to the summer of 2021.

DEFEATED

Subsequently, the main motion was carried as originally moved and seconded.

- 3 ECW-M04-2021 Pedestrian Crossover Program – Additional Information on Accelerated Implementation

Resolution 97-21

Moved By: Councillor Dalimonte

Seconded By: Councillor Patterson

THAT Memorandum ECW-M04-2021 Pedestrian Crossover Program - Additional Information on Accelerated Implementation be received.

CARRIED

- 4 PDD-42-2021 Official Plan and Zoning By-law Amendment to Permit Commercial Uses – Twisted Lemon

Resolution 98-21

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

1. THAT Report PDD-42-2021 Official Plan and Zoning By-law Amendment to Permit Commercial Uses – Twisted Lemon be received;
2. THAT Report PDD-33-2021 Official Plan and Zoning By-law Amendment to Permit Commercial Uses – Twisted Lemon be received;
3. AND THAT application PLOP-HA-2021-069 to amend the Haldimand County Official Plan designation of the subject lands to a site specific 'Community Commercial' designation to recognize the existing restaurant as a primary use with an accessory patio and Inn suites as a secondary use and parking relief, be approved for the reasons outlined in Report PDD-33-2021 and PDD-42-2021;
4. AND that the by-law attached to Report PDD-42-2021 to adopt the Official Plan Amendment to the Haldimand County Official Plan be presented for enactment;
5. AND THAT application PLZ-HA-2021-070 to amend the Haldimand County Zoning By-law HC 1-2020 to a site specific General Commercial (CG) Zone, be approved for the reasons outlined in Report PDD-33-2021 and PDD-42-2021;
6. AND THAT the by-law attached to report PDD-42-2021 to amend the Haldimand County Zoning By-law HC 1-2020 be presented for enactment;
7. AND THAT the application is considered to be consistent with the Provincial Policy Statement 2020, Provincial Growth Plan 2020 or other matters of provincial interests.

CARRIED

5 FPC-M02-2021 Update Regarding Street-Barnes Cemetery

Resolution 99-21

Moved By: Councillor Patterson

Seconded By: Councillor Shirton

THAT Memorandum FPC-M02-2021 Update Regarding Street-Barnes Cemetery be received.

CARRIED

6 Motion Re: City of Hamilton Truck Route Master Plan

Resolution 100-21

Moved By: Councillor Dalimonte

Seconded By: Councillor Lawrence

1. THAT Haldimand County Council has reviewed the City of Hamilton's draft recommended Truck Route Master Plan as outlined in the correspondence from the City of Hamilton sent on June 14, 2021;
2. AND THAT given the overwhelming public opposition, lack of adequate infrastructure to support truck traffic and the existence of a designated truck route in close proximity, Haldimand County Council is strongly opposed to Haldibrook Road being included as a proposed truck route in the City of Hamilton's Truck Route Master Plan.

CARRIED

NEW BUSINESS

None.

BY-LAWS

- 1 By-law 1230-HC/21 to amend Zoning By-law HC 1-2020 in the name of Tonino DiFranco
- 2 By-law 1231-HC/21 to amend Zoning By-law HC 1-2020 in the name of Terry Bickford and Kim Meyers
- 3 By-law 1232-HC/21 to amend Zoning By-law HC 1-2020, as amended, in the name of Terry Bickford and Kim Meyers ('Holding – "H" provision removal)
- 4 By-law 1233-HC/21 to amend Zoning By-law HC 1-2020 in the name of Christopher and Dora White ('Holding – "H" provision removal)

- 5 By-law 1234-HC/21 to further amend the Haldimand County Official Plan with the implementation of a Growth Strategy
- 6 By-law 1235-HC/21 to designate lands within Registered Plan 18M-57, now in Haldimand County as Exempt from Part Lot Control
- 7 By-law 1236-HC/21 to amend Zoning By-law HC 1-2020 in the name of Miranda Curley and Justin Moore
- 8 By-law 1237-HC/21 to amend Zoning By-law HC 1-2020, as amended, in the name of Miranda Curley and Justin Moore ('Holding – "H" provision removal)
- 9 By-law 1238-HC/21 to amend the Haldimand County Official Plan, as amended, in the name of Miranda Curley and Justin Moore
- 10 By-law 2274/21 to authorize the Mayor and Clerk to execute a Development Agreement with Justin Moore and Miranda Curley for seasonal residential development
- 11 By-law 2275/21 to authorize the Mayor and Clerk to execute a Site Plan Agreement with 987063 Ontario Inc.
- 12 By-law 2276/21 to authorize the Mayor and Clerk to execute a Pre-Servicing and Subdivision Agreement for the Avalon Subdivision, Caledonia (Phase 3B)
- 13 By-law 2277/21 to authorize the Mayor and Clerk to execute a Pre-Servicing and Subdivision Agreement for the Avalon Subdivision, Caledonia (Phase 8)
- 14 By-law 2278/21 to authorize the Mayor and the Clerk to execute a Garden Suite Agreement with James Corbett
- 15 By-law 2279/21 to authorize the Mayor and Clerk to execute a Subdivision Agreement for Fisherville Estates (Welland River Developments Inc.)
- 16 By-law 2280/21 to authorize the Mayor and the Clerk to execute a development agreement with Paul George Merritt
- 17 By-law 2281/21 to authorize the Mayor and the Clerk to execute a Garden Suite Agreement with Clair and Margaret Packham
- 18 By-law 2282/21 to authorize the Mayor and the Clerk to execute a Development Agreement with Mark Reynolds

- 19 By-law 2283/21 to authorize the Mayor and the Clerk to execute a Garden Suite Agreement with Matthew Stam and Natalie Stam
- 20 By-law 2284/21 for the appointment of a Municipal Law Enforcement Officer (Alyssa Martino)
- 21 By-law 2285/21 to appoint a Property Standards Officer (Amy Jones)
- 22 By-law 2286/21 to appoint a weed inspector (Amy Jones)
- 23 By-law 2287/21 to appoint a Municipal Law Enforcement Officer for the purpose of enforcing Haldimand County By-laws (Amy Jones)
- 24 By-law 2288/21 to appoint a Property Standards Officer (Sebastian Wytrwal)
- 25 By-law 2289/21 to appoint a weed inspector (Sebastian Wytrwal)
- 26 By-law 2290/21 to appoint a Municipal Law Enforcement Officer for the purpose of enforcing Haldimand County By-laws (Sebastian Wytrwal)
- 27 By-law 2291/21 to amend By-law 2217/20, a by-law to regulate the construction of fences
- 28 By-law 2292/21 to authorize the Mayor and Clerk to execute an agreement with Ducks Unlimited Canada for the lease of a portion of the property known as Dunnville Thompson Creek Park
- 29 By-law 2293/21 to appoint Tracey Cassidy as Deputy Clerk for Haldimand County
- 30 By-law 2294/21 to amend By-law 1955/18 being a by-law to regulate stop conditions throughout Haldimand County
- 31 By-law 2295/21 to adopt municipal options for tax capping for the 2021 taxation year
- 32 By-law 2296/21 to establish optional tax subclasses, tax ratios and tax reductions/rebates for the for the 2021 taxation year
- 33 By-law 2297/21 to adopt the current estimates and to levy the rates of taxation for County purposes for the year 2021
- 34 By-law 2298/21 to authorize the purchase of the Street-Barnes Cemetery
- 35 By-law 1239-HC/21 to amend Zoning By-law HC 1-2020 in the name of 2690419 Ontario Inc. (Twisted Lemon)

- 36 By-law 1240-HC/21 to adopt Amendment Number HCOP-62 to the Haldimand County Official Plan by 2690419 Ontario Inc. (Twisted Lemon)
- 37 By-law 2299/21 to authorize the Mayor and the Clerk to execute a Site Plan Agreement with 2489295 Ontario Ltd.

Resolution 101-21

Moved By: Councillor Dalimonte

Seconded By: Councillor Patterson

THAT By-laws 1 to 6 and 8 to 37, as listed, and 7, as amended, be hereby introduced and given a first and second reading.

CARRIED

Resolution 102-21

Moved By: Councillor Metcalfe

Seconded By: Councillor Lawrence

THAT By-laws 1 to 6 and 8 to 37, as listed, and 7, as amended, be hereby introduced and given a third and final reading, be signed by the Deputy Mayor and the Clerk, the corporate seal affixed thereto and numbered.

CARRIED

NOTICES OF MOTION

None.

ANNOUNCEMENTS, REPORTS FROM COUNCIL APPOINTEES TO BOARDS AND COMMITTEES

The following items were highlighted:

- Police Services Board highlights - support of photo radar; vacancy of provincial appointee since beginning of term; major crimes have decreased; 2-part billing process indicates that the billing amount has gone down by 18%; will be up to full complement of officers soon
- Concern re: gypsy moths in woodlots
- Positive comments on gravel road conversion
- Concerns about after-hour issues at Port Maitland
- Concerns re: marihuana grow-op odours

CLOSED SESSION

None.

MOTIONS ARISING FROM CLOSED SESSION

None.

CONFIRMING BY-LAW

Resolution 103-21

Moved By: Councillor Lawrence

Seconded By: Councillor Metcalfe

THAT the Confirming By-law be hereby introduced and given a first and second reading.

CARRIED

Resolution 104-21

Moved By: Councillor Patterson

Seconded By: Councillor Dalimonte

THAT the Confirming By-law be hereby introduced and given a third and final reading, be signed by the Deputy Mayor and the Clerk, the corporate seal affixed thereto and numbered.

CARRIED

ADJOURNMENT

Resolution 105-21

Moved By: Councillor Shirton

Seconded By: Councillor Patterson

THAT this meeting is now adjourned at 7:17 p.m.

CARRIED

DEPUTY MAYOR

CLERK